



---

# **Education Council Action Meeting Packet**

**Tuesday, March 14, 2006  
Morris Hall  
1:00 – 3:15 PM**

**Allan G. Bense  
Speaker**

**Dennis K. Baxley  
Council Chair**

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

**Location:** Morris Hall (17 HOB)

### Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dennis Baxley (Chair)	X		
Rafael Arza	X		
Loranne Ausley	X		
Dorothy Bendross-Mindingall	X		
Larry Cretul	X		
David Mealor	X		
Pat Patterson	X		
Joe Pickens	X		
David Rivera	X		
John Stargel	X		
<b>Totals:</b>	<b>10</b>	<b>0</b>	<b>0</b>

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

Location: Morris Hall (17 HOB)

HB 75 : John M. McKay Scholarships for Students with Disabilities Program

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Rafael Arza				X	
Loranne Ausley	X				
Dorothy Bendross-Mindingall	X				
Larry Cretul	X				
David Mealor	X				
Pat Patterson	X				
Joe Pickens	X				
David Rivera	X				
John Stargel	X				
Dennis Baxley (Chair)	X				
Total Yeas: 9		Total Nays: 0			

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

Location: Morris Hall (17 HOB)

HB 205 : Student Financial Assistance

☒ Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Rafael Arza				X	
Loranne Ausley		X			
Dorothy Bendross-Mindingall		X			
Larry Cretul	X				
David Mealor	X				
Pat Patterson	X				
Joe Pickens	X				
David Rivera	X				
John Stargel	X				
Dennis Baxley (Chair)	X				
Total Yeas: 7		Total Nays: 2			

### Appearances:

HB 205

Michael Fischer - Opponent

Florida Student Association

1311 Paul Russell Road

Tallahassee Florida

Phone: 850-877-7500

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

Location: Morris Hall (17 HOB)

HB 429 : Florida School for the Deaf and the Blind

☒ Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Rafael Arza				X	
Loranne Ausley	X				
Dorothy Bendross-Mindingall	X				
Larry Cretul	X				
David Mealor	X				
Pat Patterson	X				
Joe Pickens	X				
David Rivera	X				
John Stargel	X				
Dennis Baxley (Chair)	X				
Total Yeas: 9		Total Nays: 0			

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

**Location:** Morris Hall (17 HOB)

**HB 7041 : Scholarship Program Accountability**

☒ *Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Rafael Arza	X				
Loranne Ausley		X			
Dorothy Bendross-Mindingall		X			
Larry Cretul	X				
David Mealor	X				
Pat Patterson	X				
Joe Pickens	X				
David Rivera	X				
John Stargel	X				
Dennis Baxley (Chair)	X				
<b>Total Yeas: 8      Total Nays: 2</b>					

### Appearances:

HB 7041

Robyn Rennick, President - Proponent  
The Coalition of McKay Scholarship Schools  
5746 Centerville Road  
Tallahassee Florida 32309  
Phone: 850-893-2216

HB 7041

Dr. Patricia K. Hardman - Proponent  
Dyslexia Research Institute  
5746 Centerville Road  
Tallahassee Florida 32309  
Phone: 850-893-2216

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

**Location:** Morris Hall (17 HOB)

**HB 7087 : Education**

☒ *Favorable With Committee Substitute*

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Rafael Arza	X				
Loranne Ausley	X				
Dorothy Bendross-Mindingall		X			
Larry Cretul	X				
David Mealor	X				
Pat Patterson	X				
Joe Pickens	X				
David Rivera	X				
John Stargel	X				
Dennis Baxley (Chair)	X				
<b>Total Yeas: 9      Total Nays: 1</b>					

### Appearances:

HB 7087

Patrica DeNoon - Information Only

4557 Lakeway Drive  
Orlando Florida 32839  
Phone: 321-297-6174

HB 7087

Chris Ott - Information Only

Alachua County Education Association  
2436 NW 28th Place  
Gainesville Florida 32605  
Phone: 352-227-9498

HB 7087

Sharon Roosay - Information Only

102 Hidden Oak Drive  
Longwood Florida 32779  
Phone: 321-277-78919

HB 7087

Rebecca Dahl, Principal - Information Only

Sunrise Middle School  
1750 NE 14th Street  
Ft. Lauderdale Florida 33304  
Phone: 754-322-4700

HB 7087

Linda Arnold, Principal - Information Only

Broward County Middle School  
5350 SW 90th Avenue  
Cooper City Florida 33324

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

**Location:** Morris Hall (17 HOB)

HB 7087

John Winn, Commissioner - Proponent

Department of Education

325 West Gaines Street

Tallahassee FL 32399

Phone: 850-245-0507

HB 7087

David Armstrong, Chancellor - Proponent

325 West Gaines Street

Tallahassee Florida 32399

Phone: 850-245-9455

HB 7087

Andy Ford, President - Information Only

Florida Education Association

213 South Adams Street

Tallahassee FL 32301

Phone: 850-201-2966

HB 7087

John Cerra, President - Proponent

North East Florida Educational Consortia (NEFEC)

206-B south Monroe Street

Tallahassee Florida 32301

Phone: 786-525-6233

HB 7087

Cathy Merritt, Assistant Exec. Director - Proponent

North East Florida Educational Consortia (NEFEC)

3841 Reid Street

Palatka Florida 32177

Phone: 386-329-3800

HB 7087

Brian P. Armstrong - Opponent

7025 Lake Basin Road

Tallahassee Florida 32312

Phone: 850-322-4097

HB 7087

Jake W. Armstrong, Student - Opponent

7025 Lake Basin Road

Tallahassee Florida 32312

Phone: 850-894-0972

HB 7087

Jim Tillman - Proponent

P. O. Box 10097

Tallahassee Florida 32302



# **COUNCIL MEETING REPORT**

## **Education Council**

**3/14/2006 1:00:00PM**

**Location:** Morris Hall (17 HOB)

HB 7087

Carol B. Dover - Proponent

Florida Restaurant & Lodging Association

230 South Adams Street

Tallahassee Florida 32301

Phone: 850-224-2250

HB 7087

Martin Miller, President - Proponent

Miller Consulting Corp.

1612 Bay Circle West

Orange Park FL 32073

Phone: 904-537-0267

HB 7087

James Perry, Executive Director - Information Only

Center for Fine Arts Education

407 Office Plaza

Tallahassee Florida

Phone: 878-6844

HB 7087

David Looney - Opponent

1908 SW 80th Drive

Gainesville Florida 32607

Phone: 352-331-1535

# COUNCIL MEETING REPORT

## Education Council

3/14/2006 1:00:00PM

**Location:** Morris Hall (17 HOB)

### Summary:

#### Education Council

*Tuesday March 14, 2006 01:00 pm*

HB 75	Favorable	Yeas: 9	Nays: 0
HB 205	Favorable	Yeas: 7	Nays: 2
HB 429	Favorable	Yeas: 9	Nays: 0
HB 7041	Favorable	Yeas: 8	Nays: 2
HB 7087	Favorable With Committee Substitute	Yeas: 9	Nays: 1

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

---

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Sansom, and Rivera offered the following:

3  
4 **Amendment**

5 On page 9, between lines 239 and 240, insert and renumber  
6 subsequent sections:

7  
8 Section 3. Paragraph (b) of subsection (3) of section  
9 411.227, Florida Statutes, is amended to read:

10 411.227 Components of the Learning Gateway.--The Learning  
11 Gateway system consists of the following components:

12 (3) EARLY EDUCATION, SERVICES AND SUPPORTS.--

13 (b) Demonstration projects shall develop strategies to  
14 increase the use of appropriate intervention practices with  
15 children who have learning problems and learning disabilities  
16 within public and private early care and education programs and  
17 K-3 public and private school settings. Strategies may include  
18 training and technical assistance teams. Intervention must be  
19 coordinated and must focus on providing effective supports to  
20 children and their families within their regular education and  
21 community environment. These strategies must incorporate, as  
22 appropriate, school and district activities related to the

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

23 student's progress monitoring ~~academic improvement~~ plan and must  
24 provide parents with greater access to community-based services  
25 that should be available beyond the traditional school day.  
26 Academic expectations for public school students in grades K-3  
27 must be based upon the local school board's adopted proficiency  
28 levels. When appropriate, school personnel shall consult with  
29 the local Learning Gateway to identify other community resources  
30 for supporting the child and the family.

31  
32  
33  
34 ===== T I T L E A M E N D M E N T =====

35 Between lines 6 and 7, insert:

36  
37 amending s. 411.227, F.S.; conforming provisions relating to  
38 progress monitoring plans;  
39

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Sansom, and Rivera offered the following:

3  
4 **Amendment**

5 On page 20, line 544 through page 21, line 569, remove those  
6 lines and insert:

7 (a) School improvement plans.--Annually approve and  
8 require implementation of a new, amended, or continuation school  
9 improvement plan for each school in the district, except that a  
10 district school board may establish a district school  
11 improvement plan that includes all schools in the district  
12 operating for the purpose of providing educational services to  
13 youth in Department of Juvenile Justice programs. The school  
14 improvement ~~Such~~ plan shall be designed to achieve the state  
15 education priorities pursuant to s. 1000.03(5) and student  
16 proficiency on the Sunshine State Standards pursuant to s.  
17 1003.41 ~~performance standards. In addition, any school required~~  
18 ~~to implement a rigorous reading requirement pursuant to s.~~  
19 ~~1003.415 must include such component in its school improvement~~  
20 ~~plan.~~ Each plan shall address student achievement goals and  
21 strategies based on state and school district proficiency

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 2

22 standards. The plan may also address issues relative to other  
23 academic-related matters budget, training, instructional  
24 materials, technology, staffing, student support services,  
25 specific school safety and discipline strategies, student health  
26 and fitness, including physical fitness, parental information on  
27 student health and fitness, and indoor environmental air  
28 quality, and other matters of resource allocation, as determined  
29 by district school board policy, and shall include be based on  
30 an accurate, data-based analysis of student achievement and  
31 other school performance data. For each school in the district  
32 that earns a school grade of "C" or below, or is required to  
33 have a school improvement plan under federal law, the school  
34 improvement plan shall, at a minimum also include:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council  
Representatives Arza, Sansom, and Rivera offered the following:

**Amendment**

On page 25, between lines 688 and 689 insert:

(22) REDUCE PAPERWORK AND DATA COLLECTION AND REPORTING  
REQUIREMENTS.--

(a) Paperwork and data collection.--Hold extensive public  
hearings and provide detailed analysis of burden hours needed to  
complete paperwork, hard copies, and electronic copies required  
under a state mandate if the district school board will exceed  
paperwork and data collection requirements of the state mandate.  
"Burden hours" are defined as the amount of time required to  
gather, compile, complete, transmit, and report information.

(b) Task force.--Establish a task force to reduce the  
paper and electronic reporting requirements that impact the  
school district, which may include the duties specified in s.  
1008.385(2)(b). A majority of the task force members must be  
classroom teachers with additional members including, but not  
limited to, one exceptional student education teacher, school  
administrators, district-level personnel, and the district

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 3

23 school superintendent. The task force must seek to reduce the  
24 burden hours required of school district staff by making  
25 recommendations to the district school board on ways to reduce,  
26 eliminate, revise, or consolidate requirements relating to, but  
27 not limited to, student attendance, student behavior, and  
28 teacher lesson plans. The task force must annually report its  
29 actions and recommendations to the Department of Education. The  
30 department shall review the annual reports and progress of each  
31 school district task force and, based on such information,  
32 provide its recommendations to school districts for reduction,  
33 elimination, revision, or consolidation of paper and electronic  
34 reporting requirements.

35  
36  
37  
38 ===== D I R E C T O R Y   A M E N D M E N T =====

39       On page 19, remove lines 514 to 517 and insert:

40  
41       Section 11. Paragraph (f) of subsection (4), paragraph (c)  
42 of subsection (5), subsection (16), paragraph (d) of subsection  
43 (17), and subsection (18) of section 1001.42, Florida Statutes,  
44 are amended, subsection (22) is renumbered as subsection (23),  
45 and a new subsection (22) is added to that section, to read:

46  
47  
48 ===== T I T L E   A M E N D M E N T =====

49       On page 2, between lines 38 and 39 insert:  
50 requiring measures for reducing paperwork, data collection, and  
51 reporting requirements; requiring a paperwork reduction task  
52 force;

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Sansom, and Rivera offered the following:  
3

4 **Amendment**

5 On page 26, between lines 707 and 708, insert:  
6

7 Section 14. Subsection (11) of section 1002.20, Florida  
8 Statutes, is amended to read:

9 1002.20 K-12 student and parent rights.--Parents of public  
10 school students must receive accurate and timely information  
11 regarding their child's academic progress and must be informed  
12 of ways they can help their child to succeed in school. K-12  
13 students and their parents are afforded numerous statutory  
14 rights including, but not limited to, the following:

15 (11) STUDENTS WITH READING DEFICIENCIES.--Each elementary  
16 school shall regularly assess the reading ability of each K-3  
17 student. The parent of any K-3 student who exhibits a reading  
18 deficiency shall be immediately notified of the student's  
19 deficiency with a description and explanation, in terms  
20 understandable to the parent, of the exact nature of the  
21 student's difficulty in learning and lack of achievement in

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 4

22 reading; shall be consulted in the development of a progress  
23 monitoring ~~detailed academic improvement~~ plan, as described in  
24 s. 1008.25(4)(b); and shall be informed that the student will be  
25 given intensive reading instruction until the deficiency is  
26 corrected. This subsection operates in addition to the  
27 remediation and notification provisions contained in s. 1008.25  
28 and in no way reduces the rights of a parent or the  
29 responsibilities of a school district under that section.

30  
31 ===== T I T L E A M E N D M E N T =====

32  
33 Remove line 43 and insert:

34  
35 principals; amending s.1002.20, F.S.; conforming provisions  
36 relating progress monitoring plans; amending s.1002.38, F.S.,  
37 relating to the  
38

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Sansom, and Rivera offered the following:  
3

4 **Amendment**

5 On page 47, between lines 1290 and 1291, insert:  
6

7 Section 25. Paragraph (n) of subsection (2) of section  
8 1003.51, Florida Statutes, is amended to read:

9 1003.51 Other public educational services.--

10 (2) The State Board of Education shall adopt and maintain  
11 an administrative rule articulating expectations for effective  
12 education programs for youth in Department of Juvenile Justice  
13 programs, including, but not limited to, education programs in  
14 juvenile justice commitment and detention facilities. The rule  
15 shall articulate policies and standards for education programs  
16 for youth in Department of Juvenile Justice programs and shall  
17 include the following:

18 (n) Performance expectations for providers and district  
19 school boards, including the provision of a progress monitoring  
20 ~~an academic improvement~~ plan as required in s. 1008.25  
21

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 5

22  
23  
24  
25  
26  
27  
28  
29  
30

===== T I T L E   A M E N D M E N T =====

Remove line 87 and insert:

evaluation; amending s. 1003.51, F.S.; conforming provisions  
relating to progress monitoring plans; amending s. 1003.57,  
F.S.; providing

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 6

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Sansom, and Rivera offered the following:

3  
4 **Amendment**

5  
6 On page 47, between lines 1290 and 1291, insert:

7  
8 Section 25. Subsection (7) of section 1003.52, Florida  
9 Statutes, is amended to read:

10 1003.52 Educational services in Department of Juvenile  
11 Justice programs.--

12 (7) A progress monitoring ~~An academic improvement~~ plan  
13 shall be developed for students who score below the level  
14 specified in district school board policy in reading, writing,  
15 and mathematics or below the level specified by the Commissioner  
16 of Education on statewide assessments as required by s. 1008.25.  
17 These plans shall address academic, literacy, and life skills  
18 and shall include provisions for intensive remedial instruction  
19 in the areas of weakness.  
20  
21

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 6

===== T I T L E A M E N D M E N T =====

Remove line 87 and insert:

evaluation; amending s. 1003.52, F.S.; conforming provisions  
relating to progress monitoring plans; amending s. 1003.57,  
F.S.; providing

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council  
Representatives Arza, Sansom, and Rivera offered the following:

**Amendment**

On page 64, line 1776 through page 65, line 1801, remove those lines and insert:

(4) ASSESSMENT AND REMEDIATION.--

(b) The school in which the student is enrolled must develop, in consultation with the student's parent, and must implement a progress monitoring plan. A progress monitoring plan is intended to provide the school district and the school flexibility in meeting the academic needs of the student and to reduce paperwork. A student who is not meeting the school district or state requirements for proficiency shall be covered by one of the following plans to target instruction and identify ways to improve his or her academic achievement:

1. A federally required student plan such as an individual education plan;

2. A schoolwide system of progress monitoring for all students; or

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

22        3. An individualized progress monitoring plan.  
23

24        The plan chosen must be an academic improvement plan designed to  
25        assist the student or the school in meeting state and district  
26        expectations for proficiency. For a student for whom a  
27        personalized middle school success plan is required pursuant to  
28        s. 1003.415, the middle school success plan must be incorporated  
29        in the student's academic improvement plan. Beginning with the  
30        2002-2003 school year, if If the student has been identified as  
31        having a deficiency in reading, the academic improvement plan  
32        shall identify the student's specific areas of deficiency in  
33        phonemic awareness, phonics, fluency, comprehension, and  
34        vocabulary; the desired levels of performance in these areas;  
35        and the K-12 comprehensive reading plan required pursuant to  
36        1011.62 (8) shall include instructional and support services to  
37        be provided to meet the desired levels of performance. Schools  
38        shall also provide for the frequent monitoring of the student's  
39        progress in meeting the desired levels of performance. District  
40        school boards shall assist schools and teachers to implement  
41        research based reading activities that have been shown to be  
42        successful in teaching reading to low performing students.  
43        Remedial instruction provided during high school may not be in  
44        lieu of English and mathematics credits required for graduation.  
45        District school boards may require low-performing students to  
46        attend remediation programs held before or after regular school  
47        hours or during the summer, upon the request of the school  
48        principal.

49        (c) Upon subsequent evaluation, if the documented  
50        deficiency has not been remediated in accordance with the  
51        ~~academic improvement plan,~~ the student may be retained. Each

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

52 student who does not meet the minimum performance expectations  
53 defined by the Commissioner of Education for the statewide  
54 assessment tests in reading, writing, science, and mathematics  
55 must continue to be provided with remedial or supplemental  
56 instruction until the expectations are met or the student  
57 graduates from high school or is not subject to compulsory  
58 school attendance.

59 (6) ELIMINATION OF SOCIAL PROMOTION.--

60 (b) The district school board may only exempt students  
61 from mandatory retention, as provided in paragraph (5)(b), for  
62 good cause. Good cause exemptions shall be limited to the  
63 following:

64 1. Limited English proficient students who have had less  
65 than 2 years of instruction in an English for Speakers of Other  
66 Languages program.

67 2. Students with disabilities whose individual education  
68 plan indicates that participation in the statewide assessment  
69 program is not appropriate, consistent with the requirements of  
70 State Board of Education rule.

71 3. Students who demonstrate an acceptable level of  
72 performance on an alternative standardized reading assessment  
73 approved by the State Board of Education.

74 4. Students who demonstrate, through a student portfolio,  
75 that the student is reading on grade level as evidenced by  
76 demonstration of mastery of the Sunshine State Standards in  
77 reading equal to at least a Level 2 performance on the FCAT.

78 5. Students with disabilities who participate in the FCAT  
79 and who have an individual education plan or a Section 504 plan  
80 that reflects that the student has received the intensive  
81 remediation in reading, ~~as required by paragraph (4)(b),~~ for

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

82 more than 2 years but still demonstrates a deficiency in reading  
83 and was previously retained in kindergarten, grade 1, grade 2,  
84 or grade 3.

85 6. Students who have received ~~the~~ intensive remediation in  
86 reading ~~as required by paragraph (4)(b)~~ for 2 or more years but  
87 still demonstrate a deficiency in reading and who were  
88 previously retained in kindergarten, grade 1, grade 2, or grade  
89 3 for a total of 2 years. Intensive reading instruction for  
90 students so promoted must include an altered instructional day  
91 ~~based upon an academic improvement plan~~ that includes  
92 specialized diagnostic information and specific reading  
93 strategies for each student. The district school board shall  
94 assist schools and teachers to implement reading strategies that  
95 research has shown to be successful in improving reading among  
96 low-performing readers.

97 (c) Requests for good cause exemptions for students from  
98 the mandatory retention requirement as described in  
99 subparagraphs (b)3. and 4. shall be made consistent with the  
100 following:

101 1. Documentation shall be submitted from the student's  
102 teacher to the school principal that indicates that the  
103 promotion of the student is appropriate and is based upon the  
104 student's academic record. In order to minimize paperwork  
105 requirements, such documentation shall consist only of the  
106 existing ~~academic improvement~~ progress monitoring plan,  
107 individual educational plan, if applicable, report card, or  
108 student portfolio.

109 2. The school principal shall review and discuss such  
110 recommendation with the teacher and make the determination as to  
111 whether the student should be promoted or retained. If the

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

112 school principal determines that the student should be promoted,  
113 the school principal shall make such recommendation in writing  
114 to the district school superintendent. The district school  
115 superintendent shall accept or reject the school principal's  
116 recommendation in writing.

117 (7) SUCCESSFUL PROGRESSION FOR RETAINED READERS.--

118 (b) Beginning with the 2004-2005 school year, each school  
119 district shall:

120 1. Conduct a review of student ~~academic improvement~~  
121 progress monitoring plans for all students who did not score  
122 above Level 1 on the reading portion of the FCAT and did not  
123 meet the criteria for one of the good cause exemptions in  
124 paragraph (6)(b). The review shall address additional supports  
125 and services, as described in this subsection, needed to  
126 remediate the identified areas of reading deficiency. The school  
127 district shall require a student portfolio to be completed for  
128 each such student.

129 2. Provide students who are retained under the provisions  
130 of paragraph (5)(b) with intensive instructional services and  
131 supports to remediate the identified areas of reading  
132 deficiency, including a minimum of 90 minutes of daily,  
133 uninterrupted, scientifically research-based reading instruction  
134 and other strategies prescribed by the school district, which  
135 may include, but are not limited to:

- 136 a. Small group instruction.  
137 b. Reduced teacher-student ratios.  
138 c. More frequent progress monitoring.  
139 d. Tutoring or mentoring.  
140 e. Transition classes containing 3rd and 4th grade  
141 students.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

142 f. Extended school day, week, or year.

143 g. Summer reading camps.

144 3. Provide written notification to the parent of any  
145 student who is retained under the provisions of paragraph (5)(b)  
146 that his or her child has not met the proficiency level required  
147 for promotion and the reasons the child is not eligible for a  
148 good cause exemption as provided in paragraph (6)(b). The  
149 notification must comply with the provisions of s. 1002.20(14)  
150 and must include a description of proposed interventions and  
151 supports that will be provided to the child to remediate the  
152 identified areas of reading deficiency.

153 4. Implement a policy for the midyear promotion of any  
154 student retained under the provisions of paragraph (5)(b) who  
155 can demonstrate that he or she is a successful and independent  
156 reader, reading at or above grade level, and ready to be  
157 promoted to grade 4. Tools that school districts may use in  
158 reevaluating any student retained may include subsequent  
159 assessments, alternative assessments, and portfolio reviews, in  
160 accordance with rules of the State Board of Education. Students  
161 promoted during the school year after November 1 must  
162 demonstrate proficiency above that required to score at Level 2  
163 on the grade 3 FCAT, as determined by the State Board of  
164 Education. The State Board of Education shall adopt standards  
165 that provide a reasonable expectation that the student's  
166 progress is sufficient to master appropriate 4th grade level  
167 reading skills.

168 5. Provide students who are retained under the provisions  
169 of paragraph (5)(b) with a high-performing teacher as determined  
170 by student performance data and above-satisfactory performance  
171 appraisals.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

172           6. In addition to required reading enhancement and  
173 acceleration strategies, provide parents of students to be  
174 retained with at least one of the following instructional  
175 options:

176           a. Supplemental tutoring in scientifically research-based  
177 reading services in addition to the regular reading block,  
178 including tutoring before and/or after school.

179           b. A "Read at Home" plan outlined in a parental contract,  
180 including participation in "Families Building Better Readers  
181 Workshops" and regular parent-guided home reading.

182           c. A mentor or tutor with specialized reading training.

183           7. Establish a Reading Enhancement and Acceleration  
184 Development (READ) Initiative. The focus of the READ Initiative  
185 shall be to prevent the retention of grade 3 students and to  
186 offer intensive accelerated reading instruction to grade 3  
187 students who failed to meet standards for promotion to grade 4  
188 and to each K-3 student who is assessed as exhibiting a reading  
189 deficiency. The READ Initiative shall:

190           a. Be provided to all K-3 students at risk of retention as  
191 identified by the statewide assessment system used in Reading  
192 First schools. The assessment must measure phonemic awareness,  
193 phonics, fluency, vocabulary, and comprehension.

194           b. Be provided during regular school hours in addition to  
195 the regular reading instruction.

196           c. Provide a state-identified reading curriculum that has  
197 been reviewed by the Florida Center for Reading Research at  
198 Florida State University and meets, at a minimum, the following  
199 specifications:

200           (I) Assists students assessed as exhibiting a reading  
201 deficiency in developing the ability to read at grade level.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

(II) Provides skill development in phonemic awareness, phonics, fluency, vocabulary, and comprehension.

(III) Provides scientifically based and reliable assessment.

(IV) Provides initial and ongoing analysis of each student's reading progress.

(V) Is implemented during regular school hours.

(VI) Provides a curriculum in core academic subjects to assist the student in maintaining or meeting proficiency levels for the appropriate grade in all academic subjects.

8. Establish at each school, where applicable, an Intensive Acceleration Class for retained grade 3 students who subsequently score at Level 1 on the reading portion of the FCAT. The focus of the Intensive Acceleration Class shall be to increase a child's reading level at least two grade levels in 1 school year. The Intensive Acceleration Class shall:

a. Be provided to any student in grade 3 who scores at Level 1 on the reading portion of the FCAT and who was retained in grade 3 the prior year because of scoring at Level 1 on the reading portion of the FCAT.

b. Have a reduced teacher-student ratio.

c. Provide uninterrupted reading instruction for the majority of student contact time each day and incorporate opportunities to master the grade 4 Sunshine State Standards in other core subject areas.

d. Use a reading program that is scientifically research-based and has proven results in accelerating student reading achievement within the same school year.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

230 e. Provide intensive language and vocabulary instruction  
231 using a scientifically research-based program, including use of  
232 a speech-language therapist.

233 f. Include weekly progress monitoring measures to ensure  
234 progress is being made.

235 g. Report to the Department of Education, in the manner  
236 described by the department, the progress of students in the  
237 class at the end of the first semester.

238 9. Report to the State Board of Education, as requested,  
239 on the specific intensive reading interventions and supports  
240 implemented at the school district level. The Commissioner of  
241 Education shall annually prescribe the required components of  
242 requested reports.

243 10. Provide a student who has been retained in grade 3 and  
244 has received intensive instructional services but is still not  
245 ready for grade promotion, as determined by the school district,  
246 the option of being placed in a transitional instructional  
247 setting. Such setting shall specifically be designed to produce  
248 learning gains sufficient to meet grade 4 performance standards  
249 while continuing to remediate the areas of reading deficiency.

250  
251 ===== D I R E C T O R Y A M E N D M E N T =====

252 On page 64, remove lines 1770 through 1773 and insert:

253  
254 Section 34. Paragraphs (b) and (c) of subsection (4),  
255 paragraphs (b) and (c) of subsection (6), paragraph (b) of  
256 subsection (7), and paragraph (b) of subsection (8) of section  
257 1008.25, Florida Statutes, are amended, and paragraph (c) is  
258 added to subsection (8) of that section, to read:

259  
000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 7

260

261 ===== T I T L E   A M E N D M E N T =====

262 Delete line 128 and insert:

263 student progression; replacing academic improvement plans with

264 progress monitoring plans; requiring an annual report; repealing

265

266

267

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.8-S

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y) <input type="checkbox"/> (N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council

**Representatives Stargel and Cretul offered the following:**

Substitute Amendment for Amendment 8 by Representatives  
Arza, Baxley, Pickens and Stargel

**Amendment**

On page 19, line 529, delete that line and insert:

before Labor Day each year. The district school board may, with  
a supermajority vote after a public hearing, establish the  
opening date of the school year no earlier than August 8. The  
district school board may, with a supermajority vote after a  
public hearing, establish different opening dates for schools on  
year-round or extended calendars.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 9

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

---

1 Council/Committee hearing bill: Education Council

2 Representatives Arza and Richardson offered the following:

3  
4 **Amendment**

5 On page 26, line 708 through page 29, line 779, remove  
6 those lines from the bill.

7  
8  
9 ===== T I T L E A M E N D M E N T =====

10 On page 2, line 43 through line 45, remove those lines and  
11 insert:  
12 principals; amending s.

13  
14  
000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 10

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza and Gottlieb offered the following:

4 **Amendment**

5 On page 30 between lines 814 and 815 insert:

7 Section 17. Paragraph (c) of subsection (1) of section  
8 1003.21, Florida Statutes, is amended to read:

10 1003.21 School attendance.--

11 (1)

12 (c) A student who attains the age of 16 years during the  
13 school year is not subject to compulsory school attendance  
14 beyond the date upon which he or she attains that age if the  
15 student files a formal declaration of intent to terminate school  
16 enrollment with the district school board. The declaration must  
17 acknowledge that terminating school enrollment is likely to  
18 reduce the student's earning potential and must be signed by the  
19 student and the student's parent. The school district must  
20 notify the student's parent of receipt of the student's  
21 declaration of intent to terminate school enrollment. The

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 10

22 student's guidance counselor or other school personnel must  
23 conduct an exit interview with the student to determine the  
24 reasons for the student's decision to terminate school  
25 enrollment, and actions that could be taken to keep the student  
26 in school. Students must be informed of opportunities to  
27 continue their education in a different environment including  
28 but not limited to adult education and GED preparation.  
29 Additionally, the student must complete a survey in a format  
30 prescribed by the Department of Education to provide data on  
31 students' reasons for terminating enrollment and actions taken  
32 by schools to keep students enrolled.

33  
34 ===== T I T L E A M E N D M E N T =====

35 Remove line 52 and insert:

36  
37 preference; amending s. 1003.21, F.S.; requiring exit interviews  
38 with students prior to terminating enrollment and requiring  
39 survey data; creating s. 1003.413, F.S., relating to  
40

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 11

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

---

1 Council/Committee hearing bill: Education Council

2 Representative Arza offered the following:

3  
4 **Amendment**

5 On page 75, lines 2080 through 2082, remove those lines and  
6 insert:

7 in the school in reading, math, or writing on the FCAT, unless  
8 these students are exhibiting ~~performing above~~ satisfactory  
9 performance.

10  
11  
12  
13  
000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 12

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<u>✓</u> ( <del>Y</del> /N)
ADOPTED AS AMENDED	<u>—</u> (Y/N)
ADOPTED W/O OBJECTION	<u>—</u> (Y/N)
FAILED TO ADOPT	<u>—</u> (Y/N)
WITHDRAWN	<u>—</u> (Y/N)
OTHER	<u>—</u>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza, Farkas, Bogdanoff, Hukill, Coley, Traviesa  
3 and Ausley offered the following:

4  
5 **Amendment**

6 On page 35 between lines 951 and 952 insert and renumber  
7 subsequent sections:

8  
9 5. One year-long course, to be taken in the sixth grade,  
10 that exposes the student to elective areas of the curriculum.  
11 The course must be comprised of nine weeks of instruction in  
12 each of the following areas: career and technical education,  
13 art, music, and physical education.  
14  
15  
16

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 13

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED ☒ (Y/N)  
ADOPTED AS AMENDED ☐ (Y/N)  
ADOPTED W/O OBJECTION ☐ (Y/N)  
FAILED TO ADOPT ☐ (Y/N)  
WITHDRAWN ☐ (Y/N)  
OTHER ☐

Council/Committee hearing bill: Education Council

Representative Arza offered the following:

**Amendment**

On page 35, lines 952 through 968, delete those lines and insert:

5. One half-year course in career exploration and education planning to be completed in grade 7 or grade 8. The course may be taught by any member of the instructional staff and must include but is not limited to the following components:

a. career exploration;

b. academic advising from the instructor, with assistance from guidance counselors, to provide information to each student about high school programs and courses, including acceleration mechanisms, career and technical programs, and career and professional academies pursuant to s. 1003.493, that meet the student's interests; and

c. educational planning using the online student advising system Florida Academic Counseling and Tracking for Students at the Internet website FACTS.org.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 13

22  
23 Each school must hold a parent meeting either in the evening or  
24 on a weekend to inform parents about the course curriculum and  
25 activities. Each student shall complete an electronic personal  
26 education plan that must be signed by the student, the student's  
27 instructor or guidance counselor, and the student's parent. By  
28 January 1, 2007, the Department of Education shall develop a  
29 course framework and professional development materials for the  
30 career exploration and education planning course. The  
31 Commissioner of Education shall collect longitudinal high school  
32 course enrollment data by student ethnicity in order to analyze  
33 course-taking patterns.

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 14

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<u>✓</u> (Y/N)
ADOPTED AS AMENDED	<u>—</u> (Y/N)
ADOPTED W/O OBJECTION	<u>—</u> (Y/N)
FAILED TO ADOPT	<u>—</u> (Y/N)
WITHDRAWN	<u>—</u> (Y/N)
OTHER	<u>—</u>

---

1 Council/Committee hearing bill: Education Council

2 Representative Arza offered the following:

3  
4 **Amendment**

5 On page 38, between lines 1035 and 1036, insert:

6  
7 Students may revise majors each year as part of annual course  
8 registration processes, and should update their education plan  
9 to reflect such revisions.  
10  
11  
12

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 15

Bill No. HB 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council  
Representatives Arza and Pickens offered the following:

**Amendment**

On page 55, remove lines 1505-1532 and insert:

(1) There is created the Florida Ready to Work  
Certification Program to enhance the workplace skills of  
Florida's students to better prepare them for successful  
employment in specific occupations.

(2) The Florida Ready to Work Certification Program may be  
conducted in public middle and high schools, community colleges,  
technical centers, one-stop career centers, vocational  
rehabilitation centers, and Department of Juvenile Justice  
educational facilities. The program may be made available to  
other entities that provide job training. The Department of  
Education shall establish institutional readiness criteria for  
program implementation.

(3) The Florida Ready to Work Certification Program shall  
be composed of:

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 15

20        (a) A comprehensive identification of workplace skills for  
21 each occupation identified for inclusion in the program by the  
22 Agency for Workforce Innovation and the Department of Education.

23        (b) A preinstructional assessment that delineates the  
24 student's mastery level on the specific workplace skills  
25 identified for that occupation.

26        (c) A targeted instructional program limited to those  
27 identified workplace skills in which the student is not  
28 proficient as measured by the preinstructional assessment.  
29 Instruction must utilize a web-based program and be customized  
30 to meet identified specific needs of local employers.

31        (d) A certificate and portfolio awarded to students upon  
32 successful completion of the instruction. Each portfolio must  
33 delineate the skills demonstrated by the student as evidence of  
34 the student's preparation for employment

35  
000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 16

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council

2 Representative Arza offered the following:

3  
4 **Amendment**

5 On page 62, lines 1719 through 1751, delete those lines and  
6 insert:

7  
8 (9) CONCORDANT SCORES FOR THE FCAT EQUIVALENCIES FOR  
9 STANDARDIZED TESTS.--

10 (a) The State Board of Education shall analyze the content  
11 and concordant data sets for widely used high school achievement  
12 tests, including, but not limited to, the PSAT, PLAN, SAT, ACT,  
13 and College Placement Test, to assess if concordant scores on  
14 the FCAT can be determined for high school graduation, college  
15 placement, and scholarship awards. In cases where content  
16 alignment and concordant scores can be determined, the  
17 Commissioner of Education shall adopt those scores as meeting  
18 the graduation requirement in lieu of achieving the FCAT passing  
19 score, and may adopt those scores as being sufficient to achieve  
20 additional purposes as determined by rule. Each time test  
21 content or scoring procedures are changed for either the FCAT or

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 16

22 one of the identified tests, new concordant scores must be  
23 determined ~~The Commissioner of Education shall approve the use~~  
24 ~~of the SAT and ACT tests as alternative assessments to the grade~~  
25 ~~10 FCAT for the 2003-2004 school year.~~

26 (b) In order to use a concordant subject area score  
27 pursuant to this subsection to ~~Students who attain scores on the~~  
28 ~~SAT or ACT which equate to the passing scores on the grade 10~~  
29 ~~FCAT for purposes of high school graduation shall~~ satisfy the  
30 assessment requirement for a standard high school diploma as  
31 provided in s. 1003.429(6)(a) or s. 1003.43(5)(a) or s.  
32 1003.428, a student must ~~for the 2003-2004 school year if the~~  
33 ~~students meet the requirement in paragraph (b).~~ (b) ~~A student~~  
34 ~~shall be required to take~~ each subject area of the grade 10 FCAT  
35 a total of three times without earning a passing score. ~~in order~~  
36 ~~to use the scores on an alternative assessment pursuant to~~  
37 ~~paragraph (a).~~ ~~This requirement~~ The requirements of this  
38 paragraph shall not apply to a new student who enters the  
39 Florida ~~is a new student to the~~ public school system in grade  
40 12, who may either achieve a passing score on the FCAT or use an  
41 approved subject area concordant score to fulfill the high  
42 school graduation requirement.

43 (c) The State Board of Education may define by rule the  
44 allowable uses, other than to satisfy the high school graduation  
45 requirement, for concordant scores as described in this  
46 subsection. Such uses may include, but need not be limited to,  
47 achieving appropriate standardized test scores required in the  
48 awarding of bright futures scholarships and college placement.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 17

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<u>✓</u> (Y/N)
ADOPTED AS AMENDED	<u>—</u> (Y/N)
ADOPTED W/O OBJECTION	<u>—</u> (Y/N)
FAILED TO ADOPT	<u>—</u> (Y/N)
WITHDRAWN	<u>—</u> (Y/N)
OTHER	<u>—</u>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza and Bean offered the following:

3  
4 **Amendment**

5 On page 75, lines 2066 through 2069, remove those lines and  
6 insert:

7 (3) DESIGNATION OF SCHOOL GRADES ~~PERFORMANCE GRADE~~  
8 ~~CATEGORIES.~~--A school that serves any combination of students in  
9 kindergarten through grade 3 that does not receive a school  
10 grade because its students are not tested and included in the  
11 school grading system shall receive the school grade designation  
12 of a feeder pattern school identified by the Department of  
13 Education and verified by the school district. A school feeder  
14 pattern exists if at least 60 percent of the students in the  
15 school serving a combination of students in kindergarten through  
16 grade 3 are scheduled to be assigned to the graded school.  
17 School grades ~~performance grade category designations~~ itemized  
18 in subsection (2) shall be based on the following:  
19  
20

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 17

21  
22  
23  
24  
25  
26  
27

===== T I T L E   A M E N D M E N T =====

On page 6, line 141, remove that line and insert:  
grades; providing for school grading of feeder pattern schools;  
defining feeder pattern school; providing for school grading for  
alternative

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 18

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council

Representatives Arza and Bean offered the following:

**Amendment**

On page 85, line 2358 through 2361, remove those lines and insert:

(3) All public schools, including charter schools and feeder pattern schools, that receive a school grade pursuant to s. 1008.34 or a school improvement rating pursuant to s. 1008.341 are eligible to participate in the program.

===== T I T L E A M E N D M E N T =====

On page 6, lines 163 through 164, remove those lines and insert:

1008.36, F.S.; authorizing certain alternative schools and feeder pattern schools to participate in the Florida School Recognition Program;

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council

2 Representative Ausley offered the following:

3  
4 **Substitute Amendment for Amendment (19) by Representatives**  
5 **Arza and Ausley (with directory and title amendments)**  
6

7 On page 57, line 1580 through page 62, line 1709, remove those  
8 lines and insert:  
9

10 (3) STATEWIDE ASSESSMENT PROGRAM.--The commissioner shall  
11 design and implement a statewide program of educational  
12 assessment that provides information for the improvement of the  
13 operation and management of the public schools, including  
14 schools operating for the purpose of providing educational  
15 services to youth in Department of Juvenile Justice programs.  
16 The commissioner may enter into contracts for the continued  
17 administration of the assessment, testing, and evaluation  
18 programs authorized and funded by the Legislature. Contracts may  
19 be initiated in 1 fiscal year and continue into the next and may  
20 be paid from the appropriations of either or both fiscal years.  
21 The commissioner is authorized to negotiate for the sale or  
22 lease of tests, scoring protocols, test scoring services, and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

related materials developed pursuant to law. Pursuant to the statewide assessment program, the commissioner shall:

(c) Develop and implement a student achievement testing program known as the Florida Comprehensive Assessment Test (FCAT) as part of the statewide assessment program, ~~to be administered annually in grades 3 through 10~~ to measure reading, writing, science, and mathematics. Other content areas may be included as directed by the commissioner. The assessment of reading and mathematics shall be administered annually in grades 3 through 10. The assessment of writing and science shall be administered at least once at the elementary, middle, and high school levels. The commissioner must document the procedures that ensure that the versions of the FCAT taken by students retaking the grade 10 FCAT are as equally challenging and difficult as the tests taken by students in grade 10 that contain performance tasks. The testing program must be designed so that:

1. The tests measure student skills and competencies adopted by the State Board of Education as specified in paragraph (a). The tests must measure and report student proficiency levels of all students assessed in reading, writing, mathematics, and science. The commissioner shall provide for the tests to be developed or obtained, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school districts. The commissioner shall obtain input with respect to the design and implementation of the testing program from state educators, assistive technology experts, and the public.

2. The testing program will include a combination of norm-referenced and criterion-referenced tests and include, to the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

54 extent determined by the commissioner, questions that require  
55 the student to produce information or perform tasks in such a  
56 way that the skills and competencies he or she uses can be  
57 measured.

58 3. Each testing program, whether at the elementary,  
59 middle, or high school level, includes a test of writing in  
60 which students are required to produce writings that are then  
61 scored by appropriate and timely methods.

62 4. A score is designated for each subject area tested,  
63 below which score a student's performance is deemed inadequate.  
64 The school districts shall provide appropriate remedial  
65 instruction to students who score below these levels.

66 5. Except as provided in s. 1003.428(8)(b) or s.  
67 1003.43(11)(b), students must earn a passing score on the grade  
68 10 assessment test described in this paragraph or attain  
69 concordant scores on an alternate assessment as described in  
70 subsection (9) in reading, writing, and mathematics to qualify  
71 for a standard ~~regular~~ high school diploma. The State Board of  
72 Education shall designate a passing score for each part of the  
73 grade 10 assessment test. In establishing passing scores, the  
74 state board shall consider any possible negative impact of the  
75 test on minority students. ~~All students who took the grade 10~~  
76 ~~FCAT during the 2000-2001 school year shall be required to earn~~  
77 ~~the passing scores in reading and mathematics established by the~~  
78 ~~State Board of Education for the March 2001 test administration.~~  
79 ~~Such students who did not earn the established passing scores~~  
80 ~~and must repeat the grade 10 FCAT are required to earn the~~  
81 ~~passing scores established for the March 2001 test~~  
82 ~~administration. All students who take the grade 10 FCAT for the~~  
83 ~~first time in March 2002 shall be required to earn the passing~~  
84 ~~scores in reading and mathematics established by the State Board~~

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

85 ~~of Education for the March 2002 test administration.~~ The State  
86 Board of Education shall adopt rules which specify the passing  
87 scores for the grade 10 FCAT. Any such rules, which have the  
88 effect of raising the required passing scores, shall only apply  
89 to students taking the grade 10 FCAT for the first time after  
90 such rules are adopted by the State Board of Education.

91 6. Participation in the testing program is mandatory for  
92 all students attending public school, including students served  
93 in Department of Juvenile Justice programs, except as otherwise  
94 prescribed by the commissioner. If a student does not  
95 participate in the statewide assessment, the district must  
96 notify the student's parent and provide the parent with  
97 information regarding the implications of such nonparticipation.  
98 ~~If modifications are made in the student's instruction to~~  
99 ~~provide accommodations that would not be permitted on the~~  
100 ~~statewide assessment tests, the district must notify the~~  
101 ~~student's parent of the implications of such instructional~~  
102 ~~modifications.~~ A parent must provide signed consent for a  
103 student to receive classroom instructional accommodations  
104 ~~modifications~~ that would not be available or permitted on the  
105 statewide assessments and must acknowledge in writing that he or  
106 she understands the implications of such instructional  
107 accommodations. The State Board of Education shall adopt rules,  
108 based upon recommendations of the commissioner, for the  
109 provision of test accommodations ~~and modifications of procedures~~  
110 ~~as necessary~~ for students in exceptional education programs and  
111 for students who have limited English proficiency.  
112 Accommodations that negate the validity of a statewide  
113 assessment are not allowable in the administration of the FCAT.  
114 However, instructional accommodations are allowable in the  
115 classroom if included in a student's individual education plan.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

116 Students using instructional accommodations in the classroom  
117 that are not allowable as accommodations on the FCAT may have  
118 the FCAT requirement waived pursuant to the requirements of s.  
119 1003.428(8)(b) or 1003.43(11)(b).

120 7. A student seeking an adult high school diploma must  
121 meet the same testing requirements that a regular high school  
122 student must meet.

123 8. District school boards must provide instruction to  
124 prepare students to demonstrate proficiency in the skills and  
125 competencies necessary for successful grade-to-grade progression  
126 and high school graduation. If a student is provided with  
127 instructional accommodations or modifications in the classroom  
128 that are not allowable as accommodations in the statewide  
129 assessment program, as described in the test manuals, the  
130 district must inform the parent in writing and must provide the  
131 parent with information regarding the impact on the student's  
132 ability to meet expected proficiency levels in reading, writing,  
133 and math. The commissioner shall conduct studies as necessary to  
134 verify that the required skills and competencies are part of the  
135 district instructional programs.

136 9. District school boards must provide opportunities for  
137 students to demonstrate an acceptable level of performance on an  
138 alternative standardized assessment approved by the State Board  
139 of Education following enrollment in summer academies.

140 10.9. The Department of Education must develop, or select,  
141 and implement a common battery of assessment tools that will be  
142 used in all juvenile justice programs in the state. These tools  
143 must accurately measure the skills and competencies established  
144 in the ~~Florida~~ Sunshine State Standards.

145 11. For students seeking a special diploma pursuant to s.  
146 1003.438, the Department of Education must develop, or select

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

147 and implement, an alternate assessment tool that accurately  
148 measures the skills and competencies established in the Sunshine  
149 State Standards under s. 1003.438 for students with  
150 disabilities.

151  
152 The Commissioner may design and implement student testing  
153 programs, for any grade level and subject area, necessary to  
154 effectively monitor educational achievement in the state  
155 including the measurement of educational achievement of the  
156 Sunshine State Standards for students with disabilities.

157 Development and refinement of assessments shall include  
158 universal design principles and accessibility standards that  
159 will prevent any unintended obstacles for students with  
160 disabilities while ensuring the validity and reliability of the  
161 test. These principles should be applicable to all technology  
162 platforms and assistive devices available for the assessments.  
163 The field testing process and psychometric analyses for the  
164 statewide assessment program must include an appropriate  
165 percentage of students with disabilities and an evaluation or  
166 determination of the effect of test items on such students.

167  
168 ===== D I R E C T O R Y   A M E N D M E N T =====

169 On page 57, remove lines 1565-1570, and insert:

170  
171       Section 32. Paragraphs (c) and (f) of subsection (1) of  
172 section 1008.22, Florida Statutes, are amended, paragraphs (c)  
173 and (e) of subsection (3) are amended and a new paragraph (g) is  
174 added to that subsection, subsection (9) is amended, subsection  
175 (10) is renumbered as subsection (11), and a new subsection (10)  
176 is added to that section, to read:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 19-S

===== T I T L E   A M E N D M E N T =====

Remove lines 114 through 115 and insert:

circumstances; providing that FCAT nonallowable accommodations may be used as instructional modifications during classroom instruction if included in the individual education plan of a student with a disability; requiring certain opportunities for demonstrating student performance; requiring the Commissioner of Education to develop assessments for measuring the academic competency of students with disabilities; requiring the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 20

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza and Ausley offered the following:

3 **Amendment**

4 On page 75, remove lines 2070 to 2082, and insert:

5  
6 (a) Criteria Timeframes.--A school's grade shall be based  
7 on a combination of:

8 1. Student achievement scores. ~~School performance grade~~  
9 ~~category designations shall be based on the school's current~~  
10 ~~year performance and the school's annual learning gains.~~

11 2. ~~A school's performance grade category designation shall~~  
12 ~~be based on a combination of student achievement scores, Student~~  
13 ~~learning gains as measured by annual FCAT assessments in grades~~  
14 ~~3 through 10.~~ Learning gains for students seeking a special  
15 diploma, as measured by an alternate assessment tool, shall be  
16 included no later than the 2009-2010 school year., and

17 3. Improvement of the lowest 25th percentile of students  
18 in the school in reading, math, or writing on the FCAT, unless  
19 these students are exhibiting ~~performing above~~ satisfactory  
20 performance.  
21

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 21-S

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council

**Representatives Arza and Stargel offered the following:**

Substitute Amendment for Amendment 21 by Representative Arza

**Amendment**

On page 82, lines 2264 through page 85, line 2345 remove those lines and insert:

(d)1. The commissioner department shall assign a community assessment team to each school district or governing board with a school ~~designated as performance grade category "D" or graded "F"~~ or a school graded "D" for two years in a four year period to review the school performance data and determine causes for the low performance, including the role of school, area, and district administrative personnel. For a high school graded "D" for two years in a four year period, or graded "F," the community assessment team shall review the school's graduation rate calculated without GEDs for the past 3 years, disaggregated by student ethnicity. The team shall make recommendations to the school board or governing board, to the department, and to the State Board of Education for implementing an assistance and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 21-S

intervention plan that will address the causes of the school's low performance. The assessment team shall include, but not be limited to, a department representative, parents, business representatives, educators, and community activists, and shall represent the demographics of the community from which they are appointed.

2. Each school district or governing board that has a school designated with a grade of "F" for a second consecutive year after the community assessment team's recommendations to the school board or governing board for implementing an assistance and intervention plan shall be subject to review and oversight by the Governor as a school district or governing board with a school in a state of educational emergency.

3. For each school district or governing board with a school in a state of educational emergency, the Governor shall contact the district school board or governing board to determine what actions have been taken by the district school board or governing board to address the recommendations of the community assessment team and to resolve the educational emergency. The Governor shall determine whether the district school board or governing board needs state assistance to resolve the educational emergency. If state assistance is needed, the Governor has the authority to implement measures as set forth in this subparagraph to assist the district school board or governing board in resolving the educational emergency at the school. Such measures may include, but are not limited to:

a. Requiring the Governor's approval of the school district's or governing board's budget for the school.

b. Authorizing a state loan and providing for its repayment by the district school board or governing board.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 21-S

54 c. Requiring the district school board or governing board  
55 to reallocate funds as necessary until such time as the school  
56 district or governing board no longer has a school in a state of  
57 educational emergency.

58 d. Making inspections and reviews of any records,  
59 information, reports, and assets of the school district or  
60 governing board for the purpose of improving the school's  
61 performance. The appropriate school district or governing board  
62 officials shall cooperate in such inspections and reviews.

63 e. Consulting with officials and auditors of the school  
64 district or governing board and the appropriate state officials  
65 regarding any steps necessary to bring the books of account,  
66 accounting systems, financial procedures, personnel, and  
67 personnel systems into compliance with state requirements for  
68 the purpose of improving the school's performance.

69 f. Providing technical assistance to the district school  
70 board or governing board.

71 g. Establishing an educational emergency board to oversee  
72 the activities of the district school board or governing board  
73 related to the school. If an educational emergency board is  
74 established, the Governor shall appoint board members and select  
75 a chair. The community assessment team shall serve in an  
76 advisory capacity to the educational emergency board. The  
77 educational emergency board shall adopt such rules as are  
78 necessary for conducting board business. The board may review  
79 all of the educational operations, including, but not limited  
80 to, graduation and dropout rates, personnel, management,  
81 efficiency, curriculum, instructional materials, productivity,  
82 and financing of functions and operations, of the school  
83 district or governing board related to the school. The  
84 recommendations and reports made by the educational emergency

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 21-S

85 board must be submitted to the Governor and the State Board of  
86 Education for appropriate action. Upon receipt of the  
87 educational emergency board's recommendations and report, the  
88 Governor and the State Board of Education shall require an  
89 action plan to implement the educational emergency board's  
90 recommendations, to be prepared by officials of the school  
91 district or governing board in consultation with the appropriate  
92 state officials, so as to cause the school to no longer be in a  
93 state of educational emergency.

94 4. The Governor may terminate all state actions pursuant  
95 to this paragraph upon determination that the school is no  
96 longer in a state of educational emergency and the school  
97 district or governing board is operating an effective  
98 educational system for all students in the district.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 22

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

---

1 Council/Committee hearing bill: Education Council

2 Representatives Arza and Richardson offered the following:

3  
4 **Amendment**

5 On page 103, lines 2846 through 2848, delete those lines  
6 and insert:

7  
8 and that the materials are being implemented as designed.  
9  
10

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 23

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Education Council  
2 Representatives Arza and Stargel offered the following:  
3

4 **Amendment**

5 On page 105, between lines 2901 and 2902 insert:  
6

7 (b) Time to act on nominations.--The district school board  
8 shall act not later than 3 weeks following the receipt of FCAT  
9 scores and data including school grades, or June 30<sup>th</sup>, after the  
10 end of the regular legislative session or May 31, whichever is  
11 later, on the district school superintendent's nominations of  
12 supervisors, principals, and members of the instructional staff.  
13

14 ===== D I R E C T O R Y A M E N D M E N T =====

15 On page 105, remove lines 2893 through 2894 and insert:

16 Section 48. Paragraphs (b) and (c) of subsection (1) of  
17 section 1012.22, Florida Statutes, are amended to read:  
18

19 ===== T I T L E A M E N D M E N T =====

20 Between lines 186 and 187 insert:

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 23

21 amending the deadline for district school superintendent's  
22 nominations of supervisors, principals, and members of the  
23 instructional staff;

24

000000

## HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council  
Representative(s) Arza, Baxley, Stargel, and Pickens offered the  
following:

**Amendment (with directory and title amendments)**

On page 29 between lines 795 and 796, insert:

Section 16. Paragraphs (e) through (l) of subsection (3)  
of section 1003.03, Florida Statutes, are redesignated as  
paragraphs (f) through (m), respectively, and a new paragraph  
(e) is added to that subsection to read:

1003.03 Maximum class size.--

(3) IMPLEMENTATION OPTIONS.--District school boards must  
consider, but are not limited to, implementing the following  
items in order to meet the constitutional class size maximums  
described in subsection (1) and the two-student-per-year  
reduction required in subsection (2):

(e) Co-teaching may be used in determining the teacher-to-  
student ratio for purpose of compliance with the class size  
requirements of this section during the implementation period  
upon approval of a phase down plan by the State Board of  
Education and passage by the Legislature of HJR 447 or similar  
legislation.



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

~~Section 2. This act shall take effect July 1, 2006.~~

===== D I R E C T O R Y   A M E N D M E N T =====

Remove line(s)            and insert:

===== T I T L E   A M E N D M E N T =====

On page 2, line 47 remove and insert:

education services"; amending s. 1003.03, F.S.; including co-teaching as an option to meet the constitutional class size maximums; authorizing co-teaching to be used in determining the teacher-to-student ratio per classroom under certain circumstances; amending s.1003.05, F.S.; deleting.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill: Education Council  
Representative Arza offered the following:

**Amendment**

On page 40, between lines 1096 and 1097, insert:

(a) Successful completion of the academic credit or curriculum requirements of subsections (1) and (2).

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 24

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input checked="" type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Education Council  
2 Representative Richardson offered the following:  
3

4 **Amendment**

5 On page 105, lines 2890 through 2892, delete those lines  
6 and insert:

7  
8 bargained contracts.  
9  
10

Withdrawn

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

Bill No. 7087

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	X	(Y/N) 2 yeas, 8 nays
WITHDRAWN	___	(Y/N)
OTHER	_____	

---

1 Council/Committee hearing bill: Education Council

2  
3 Representative Bendross-Mindingall offered the following:

4  
5 Remove everything after the enacting clause and insert:

6  
7 Section 1. Paragraph (a) of subsection (6) of section  
8 1002.20, Florida Statutes, is amended to read:

9 1002.20 K-12 student and parent rights.--Parents of public  
10 school students must receive accurate and timely information  
11 regarding their child's academic progress and must be informed  
12 of ways they can help their child to succeed in school. K-12  
13 students and their parents are afforded numerous statutory  
14 rights including, but not limited to, the following:

15 (6) EDUCATIONAL CHOICE.--

16 (a) Public school choices.--Parents of public school  
17 students may seek whatever public school choice options that are  
18 ~~applicable to their students and are~~ available to students in  
19 their school districts. These options may include controlled  
20 open enrollment, lab schools, charter schools, charter technical  
21 career centers, magnet schools, alternative schools, special

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

22 programs, academy programs, advanced placement, dual enrollment,  
23 International Baccalaureate, International General Certificate  
24 of Secondary Education (pre-AICE), Advanced International  
25 Certificate of Education, early admissions, credit by  
26 examination or demonstration of competency, the New World School  
27 of the Arts, the Florida School for the Deaf and the Blind, and  
28 the Florida Virtual School. These options may also include the  
29 public school choice options of the Opportunity Scholarship  
30 Program and the McKay Scholarships for Students with  
31 Disabilities Program.

32 Section 2. Subsections (1), (2), and (5) of section  
33 1002.31, Florida Statutes, are amended to read:

34 1002.31 Public school parental choice.--

35 (1) As used in this section, "controlled open enrollment"  
36 means a public education delivery system that allows school  
37 districts to make student school assignments using parents'  
38 indicated preferential school choice ~~as a significant factor~~.

39 (2) Each district school board shall ~~may~~ offer controlled  
40 open enrollment within the public schools. The controlled open  
41 enrollment program shall be offered in addition to the existing  
42 choice programs such as magnet schools, alternative schools,  
43 special programs, academy programs, advanced placement, and dual  
44 enrollment.

45 (5) Each school district shall develop a system of  
46 priorities for its plan that includes ~~consideration of~~ the  
47 following:

48 (a) An application process required to participate in the  
49 controlled open enrollment program.

50 (b) A process that allows parents to declare school  
51 preferences.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

52 (c) A process that allows ~~encourages~~ placement of siblings  
53 within the same school.

54 (d) A lottery procedure used by the school district to  
55 determine student assignment.

56 (e) An appeals process for hardship cases.

57 (f) The procedures to maintain socioeconomic, demographic,  
58 and racial balance.

59 ~~(g) The availability of transportation.~~

60 (g)(h) A process that promotes strong parental  
61 involvement, including the designation of a parent liaison.

62 (h)(i) A strategy that establishes a clearinghouse of  
63 information designed to assist parents in making informed  
64 choices.

65 Section 3. Section 1002.391, Florida Statutes, is created  
66 to read:

67 1002.391 Public school academy programs; public schools.--

68 (1) The Department of Education shall develop by January  
69 1, 2007, a plan for school districts to establish academy  
70 programs in every public school where feasible. Based on the  
71 school-within-a-school concept, academy programs shall be  
72 multiple programs within one school facility that allow students  
73 to concentrate on unique and specialized tracks of study of  
74 their choosing. The department's plan shall be based on the  
75 following:

76 (a) Students in each academy program shall be required to  
77 take a base of core-curricula courses in addition to specialized  
78 courses unique to each program.

79 (b) The plan shall include a waiver provision for school  
80 districts to continue offering traditional single-track programs

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

81 if, because of unique circumstances, it is not feasible for them  
82 to offer multi-track academy programs within individual schools.

83 (c) Parents shall be empowered to switch their child to a  
84 different academy program if they are unhappy with the program  
85 in which their child is enrolled. Except as provided in  
86 paragraph (d), once a child begins an academic year in an  
87 academy, he or she is required to attend that academy for the  
88 remainder of the academic year.

89 (d) Parents may apply to move their child to another  
90 academy program before the end of the academic year if special  
91 circumstances warrant such action, according to a process  
92 developed by the department.

93 (2) Parents shall be empowered to switch their child to  
94 another public school within the school district if they are  
95 unhappy with the school in which their child is enrolled. Once a  
96 child begins an academic year in a school, he or she is required  
97 to attend that school for the remainder of the academic year.  
98 However, if special circumstances warrant such action, parents  
99 may apply to move their child to another school before the end  
100 of the academic year, according to a process developed by the  
101 department.

102 (3) School districts shall provide transportation for  
103 students to attend academy programs or schools outside of their  
104 school zone. The department shall use Every Child Matters  
105 Program funds, pursuant to s. 1008.36, to reimburse school  
106 districts for reasonable costs to provide transportation for  
107 students who attend academy programs or schools outside of their  
108 school zone.

109 Section 4. Subsection (2) of section 1008.22, Florida  
110 Statutes, is amended, paragraphs (d), (e), and (f) of subsection

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

111 (3) are redesignated as paragraphs (e), (f), and (g),  
112 respectively, and a new paragraph (d) is added to that  
113 subsection, to read:

114 1008.22 Student assessment program for public schools.--

115 (2) NATIONAL EDUCATION COMPARISONS.--

116 (a) It is Florida's intent to participate in the  
117 measurement of national educational goals. The Commissioner of  
118 Education shall direct Florida school districts to participate  
119 in the administration of the National Assessment of Educational  
120 Progress, or a similar national assessment program, both for the  
121 national sample and for any state-by-state comparison programs  
122 which may be initiated. Such assessments must be conducted using  
123 the data collection procedures, the student surveys, the  
124 educator surveys, and other instruments included in the National  
125 Assessment of Educational Progress or similar program being  
126 administered in Florida. The results of these assessments shall  
127 be included in the annual report of the Commissioner of  
128 Education specified in this section. The administration of the  
129 National Assessment of Educational Progress or similar program  
130 shall be in addition to and separate from the administration of  
131 the statewide assessment program.

132 (b) In order to ensure that Florida provides "a uniform,  
133 efficient, safe, secure, and high quality system of free public  
134 schools that allows students to obtain a high quality education"  
135 as required in s. 1, Art. IX of the State Constitution, the  
136 Commissioner of Education shall:

137 1. Adopt performance standards, set goals, and provide the  
138 resources necessary to ensure that Florida ranks in the top half  
139 of state-by-state education performance comparisons compiled by  
140 the United States Department of Education.

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

141        2. Set goals so that in no instance will Florida rank in  
142 the bottom quartile of any state-by-state education performance  
143 comparison compiled by the United States Department of  
144 Education.

145        (3) STATEWIDE ASSESSMENT PROGRAM.--The commissioner shall  
146 design and implement a statewide program of educational  
147 assessment that provides information for the improvement of the  
148 operation and management of the public schools, including  
149 schools operating for the purpose of providing educational  
150 services to youth in Department of Juvenile Justice programs.  
151 The commissioner may enter into contracts for the continued  
152 administration of the assessment, testing, and evaluation  
153 programs authorized and funded by the Legislature. Contracts may  
154 be initiated in 1 fiscal year and continue into the next and may  
155 be paid from the appropriations of either or both fiscal years.  
156 The commissioner is authorized to negotiate for the sale or  
157 lease of tests, scoring protocols, test scoring services, and  
158 related materials developed pursuant to law. Pursuant to the  
159 statewide assessment program, the commissioner shall:

160        (d) Develop and implement a student achievement testing  
161 program known as the Florida Comprehensive Assessment Test  
162 (FCAT) Pretest as part of a statewide diagnostic tool for public  
163 school students. The FCAT Pretest shall be given during the  
164 first week of the academic year to assess the academic strengths  
165 and weaknesses of each student so that teachers can accurately  
166 develop curricula that promote advancement of all students. The  
167 FCAT Pretest shall be used for diagnostic purposes only and  
168 shall not be used to determine performance categories for  
169 academy programs or public schools.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

170 Section 5. Section 1008.33, Florida Statutes, is amended  
171 to read:

172 1008.33 Authority to enforce public school  
173 improvement.--It is the intent of the Legislature that all  
174 public schools be held accountable for students performing at  
175 acceptable levels. A system of school improvement and  
176 accountability that assesses student performance by school,  
177 identifies schools in which students are not making adequate  
178 progress toward state standards, institutes appropriate measures  
179 for enforcing improvement, and provides rewards and sanctions  
180 based on performance shall be the responsibility of the State  
181 Board of Education.

182 (1) Pursuant to Art. IX of the State Constitution  
183 prescribing the duty of the State Board of Education to  
184 supervise Florida's public school system and notwithstanding any  
185 other statutory provisions to the contrary, the State Board of  
186 Education shall intervene in the operation of a district school  
187 system when one or more schools in the school district have  
188 failed to make adequate progress for 2 school years in a 3-year  
189 4-year period. For purposes of determining when an academy  
190 program or a school is eligible for state board action and  
191 opportunity scholarships for its students, the terms "2 years in  
192 any 3-year 4-year period" and "2 years in a 3-year 4-year  
193 period" mean that in any year that a school has a performance  
194 category of "Inadequate Progress," ~~grade of "F,"~~ the school is  
195 eligible for state board action and opportunity scholarships for  
196 its students if it also has had a performance category of  
197 "Inadequate Progress" ~~grade of "F"~~ in any of the previous 2 ~~3~~  
198 school years. The State Board of Education may determine that  
199 the school district or school has not taken steps sufficient for

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

200 students in the school to be academically well served.  
201 Considering recommendations of the Commissioner of Education,  
202 the State Board of Education shall recommend action to a  
203 district school board intended to improve educational services  
204 to students in each school that is designated as performance  
205 ~~grade~~ category "Inadequate Progress." "F." Recommendations for  
206 actions to be taken in the school district shall be made only  
207 after thorough consideration of the unique characteristics of an  
208 academy program or a school, which shall include student  
209 mobility rates, the number and type of exceptional students  
210 ~~enrolled in the school~~, and the availability of options for  
211 improved educational services. The state board shall adopt by  
212 rule steps to follow in this process. Such steps shall provide  
213 school districts sufficient time to improve student performance  
214 in schools and the opportunity to present evidence of assistance  
215 and interventions that the district school board has  
216 implemented.

217 (a) An academy program or school shall not receive a  
218 performance category of "Inadequate Progress" if it has an  
219 overall increase in student achievement of 10 percent over the  
220 previous year.

221 (b) An academy program or school shall not receive a  
222 performance category of "Inadequate Progress" if it falls below  
223 its previous year's score but maintains adequate performance  
224 standards compared to other programs or schools in the state.

225 (c) The State Board of Education shall determine by rule  
226 what constitutes "Adequate Progress" and "Inadequate Progress"  
227 for the purposes of the state education performance  
228 accountability system.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

(2) The State Board of Education may recommend one or more of the following actions to district school boards to enable students in academy programs and schools designated as performance ~~grade~~ category "Inadequate Progress" "F" to be academically well served by the public school system:

(a) Provide additional resources, change certain practices, and provide additional assistance if the state board determines the causes of inadequate progress to be related to school district policy or practice;

(b) Implement a plan that satisfactorily resolves the education equity problems in the academy program or school;

(c) Contract for the educational services of the academy program or school, or reorganize the academy program or school at the end of the school year under a new school principal who is authorized to hire new staff and implement a plan that addresses the causes of inadequate progress;

~~(d) Allow parents of students in the school to send their children to another district school of their choice; or~~

(d)(e) Other action appropriate to improve the school's performance.

(3) In recommending actions to district school boards, the State Board of Education shall specify the length of time available to implement the recommended action. The State Board of Education may adopt rules to further specify how it may respond in specific circumstances. No action taken by the State Board of Education shall relieve an academy program or a school from state accountability requirements.

(4) The State Board of Education may require the Department of Education or Chief Financial Officer to withhold any transfer of state funds to the school district if, within

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

the timeframe specified in state board action, the school district has failed to comply with the action ordered to improve the district's low-performing academy programs or schools. Withholding the transfer of funds shall occur only after all other recommended actions for school improvement have failed to improve performance. The State Board of Education may impose the same penalty on any district school board that fails to develop and implement a plan for assistance and intervention for low-performing schools as specified in s. 1001.42(16)(c).

Section 6. Section 1008.34, Florida Statutes, is amended to read:

1008.34 School grading system; district performance category grade.--

(1) ANNUAL REPORTS.--The Commissioner of Education shall prepare annual reports of the results of the statewide assessment program which describe student achievement in the state, each district, and each school. The commissioner shall prescribe the design and content of these reports, which must include, without limitation, descriptions of the performance of all schools participating in the assessment program and all of their major student populations as determined by the Commissioner of Education, and must also include the median scores of all eligible students who scored at or in the lowest 25th percentile of the state in the previous school year; provided, however, that the provisions of s. 1002.22 pertaining to student records apply to this section.

(2) ACADEMY PROGRAM AND SCHOOL PERFORMANCE GRADE CATEGORIES.--The annual report shall identify academy programs and schools as being in one of the following performance grade

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

categories defined according to rules of the State Board of Education:

(a) "Adequate progress." ~~"A," schools making excellent progress.~~

(b) "Inadequate progress." ~~"B," schools making above average progress.~~

~~(c) "C," schools making satisfactory progress.~~

~~(d) "D," schools making less than satisfactory progress.~~

~~(e) "F," schools failing to make adequate progress.~~

Beginning in the 2007-2008 school year, a school that has been designated as performance category "F" in a prior school year shall not be designated as performance category "Inadequate Progress" using the current year's data if that school has shown at least a 10-percent increase in student performance in each subject area. ~~Each school designated in performance grade category "A," making excellent progress, or having improved at least two performance grade categories, shall have greater authority over the allocation of the school's total budget generated from the FEFP, state categoricals, lottery funds, grants, and local funds, as specified in state board rule. The rule must provide that the increased budget authority shall remain in effect until the school's performance grade declines.~~

(3) DESIGNATION OF SCHOOL PERFORMANCE GRADE CATEGORIES.--For purposes of determining academy program or school performance, student performance should be based on all students' annual learning gains compared to the previous year. School performance ~~grade~~ category designations itemized in subsection (2) shall be based on the following:

(a) Timeframes.--

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

318 1. Academy program or school performance grade category  
319 designations shall be based on the ~~school's~~ current year  
320 performance of the academy program or school and its the  
321 ~~school's~~ annual learning gains.

322 2. Beginning in school year 2007-2008, the performance  
323 category designation of an academy program or a school shall be  
324 determined based upon the following weighted factors, according  
325 to rules adopted by the State Board of Education:

326 a. Fifty percent of the performance category shall be  
327 based on students' FCAT scores.

328 b. Fifty percent of the performance category shall be  
329 based on measures, where appropriate, that include performance  
330 in non-FCAT courses; NAEP scores; dropout rate; retention;  
331 expulsions; attendance; delinquencies; school crime rate;  
332 effectiveness of Advanced Placement courses; Florida Bright  
333 Futures Scholarship Program awards; college acceptance rates;  
334 and rate of placement of vocational students in the workforce.

335 ~~2. A school's performance grade category designation shall~~  
336 ~~be based on a combination of student achievement scores, student~~  
337 ~~learning gains as measured by annual FCAT assessments in grades~~  
338 ~~3 through 10, and improvement of the lowest 25th percentile of~~  
339 ~~students in the school in reading, math, or writing on the FCAT,~~  
340 ~~unless these students are performing above satisfactory~~  
341 ~~performance.~~

342 (b) Student assessment data.--Student assessment data used  
343 in determining academy program and school performance ~~grade~~  
344 categories shall include:

345 1. The aggregate scores of all eligible students enrolled  
346 in the academy program or school who have been assessed on the  
347 FCAT.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

2. The aggregate scores of all eligible students enrolled in the academy program or school who have been assessed on the FCAT, including Florida Writes, ~~and who have scored at or in the lowest 25th percentile of students in the school in reading, math, or writing, unless these students are performing above satisfactory performance.~~

The Department of Education shall study the effects of mobility on the performance of highly mobile students and recommend programs to improve the performance of such students. The State Board of Education shall adopt appropriate criteria for each ~~school~~ performance grade category. The criteria must also give added weight to student achievement in reading. ~~Schools designated as performance grade category "C," making satisfactory progress, shall be required to demonstrate that adequate progress has been made by students in the school who are in the lowest 25th percentile in reading, math, or writing on the FCAT, including Florida Writes, unless these students are performing above satisfactory performance.~~

(4) SCHOOL IMPROVEMENT RATINGS.--The annual report shall identify each school's performance as having improved, remained the same, or declined. This school improvement rating shall be based on a comparison of the current year's and previous year's student and academy program or school performance data. ~~Schools that improve at least one performance grade category are eligible for school recognition awards pursuant to s. 1008.36.~~

(5) SCHOOL PERFORMANCE GRADE CATEGORY AND IMPROVEMENT RATING REPORTS.--School performance ~~grade~~ category designations and improvement ratings shall apply to the each school's performance of each academy program or school for the year in

000000



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

which performance is measured. Each ~~school's~~ designation and rating shall be published annually by the Department of Education and the school district. Parents shall be entitled to an easy-to-read report card about the designation and rating of the academy program or school in which their child is enrolled.

(6) RULES.--The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this section.

(7) PERFORMANCE-BASED FUNDING.--The Legislature may factor in the performance of academy programs and schools in calculating any performance-based funding policy that is provided for annually in the General Appropriations Act.

(8) DISTRICT PERFORMANCE ~~GRADE~~.--The annual report required by subsection (1) shall include district performance categories ~~grades~~, which shall consist of weighted district average performance categories ~~grades~~, by level, for all elementary schools, middle schools, and high schools in the district. A district's weighted average performance category ~~grade~~ shall be calculated by weighting individual academy program and school performance category designations ~~grades~~ determined pursuant to subsection (2) by school enrollment. School districts shall have a variety of tools at their disposal to maintain high performance standards. These tools shall include, but not be limited to:

(a) Giving academy programs and schools that make "Adequate Progress" greater spending flexibility in their annual budgets.

(b) Allowing academy programs and schools that make "Adequate Progress" to operate free of many state categoricals and rules.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

408 Section 7. Section 1008.36, Florida Statutes, is amended  
409 to read:

410 1008.36 Every Child Matters ~~Florida School Recognition~~  
411 Program.--

412 (1) The Legislature finds that in order to provide every  
413 student enrolled in K-12 public schools with the opportunity to  
414 achieve a successful public education, academic problems must be  
415 identified early and remediation and intervention services must  
416 be provided. It is the intent of this section that no child  
417 shall be left behind ~~there is a need for a performance incentive~~  
418 ~~program for outstanding faculty and staff in highly productive~~  
419 ~~schools. The Legislature further finds that performance based~~  
420 ~~incentives are commonplace in the private sector and should be~~  
421 ~~infused into the public sector as a reward for productivity.~~

422 (2) The Every Child Matters ~~Florida School Recognition~~  
423 Program is created to provide ~~financial awards to public schools~~  
424 that:

425 (a) A curriculum-based, year-round measurement of learning  
426 gains for all kindergarten students enrolled in public schools.  
427 ~~Sustain high performance by receiving a school grade of "A,"~~  
428 ~~making excellent progress; or~~

429 (b) Remediation and intervention services to all  
430 kindergarten through grade 12 students enrolled in public  
431 schools who are not meeting grade-appropriate performance  
432 expectations, including FCAT scores. ~~Demonstrate exemplary~~  
433 ~~improvement due to innovation and effort by improving a letter~~  
434 ~~grade.~~

435 (3) All public schools, including charter schools, ~~that~~  
436 ~~receive a school grade pursuant to s. 1008.34~~ are eligible to  
437 participate in the program.

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

438 (4) All academy programs and ~~selected~~ schools shall  
439 receive financial assistance ~~awards~~ depending on the  
440 availability of funds appropriated ~~and the number and size of~~  
441 ~~schools selected to receive an award.~~ Funds must be distributed  
442 to the school's fiscal agent and placed in the school's account  
443 and must be used for purposes listed in subsection (5) as  
444 determined jointly by the school's staff and school advisory  
445 council. ~~If school staff and the school advisory council cannot~~  
446 ~~reach agreement by November 1, the awards must be equally~~  
447 ~~distributed to all classroom teachers currently teaching in the~~  
448 ~~school.~~

449 (5) Every Child Matters Program funds ~~School recognition~~  
450 ~~awards~~ must be used for the following:

451 (a) Administration of the Dynamic Indicators of Basic  
452 Early Literacy Skills (DIBELS) to all kindergarten students  
453 enrolled in public schools ~~Nonrecurring bonuses to the faculty~~  
454 ~~and staff;~~

455 (b) Nonrecurring expenditures for remediation of low-  
456 performing students, including remediation programs and  
457 intervention services adopted and administered by the Department  
458 of Education;

459 (c) ~~(b)~~ Nonrecurring expenditures for educational equipment  
460 or materials to assist in the remediation of low-performing  
461 students; maintaining and improving student performance; or

462 (d) ~~(c)~~ Temporary personnel for the school to assist in the  
463 remediation of low-performing students; maintaining and  
464 improving student performance.

465 (e) Contracts with private sector participants to provide  
466 remediation services provided that 90 percent of the personnel  
467 providing services reside in the state; or

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

(f) Transportation of students pursuant to s. 1002.391.

~~Notwithstanding statutory provisions to the contrary, incentive awards are not subject to collective bargaining.~~

Section 8. (1) The Department of Education shall provide training and informational resources for educators to administer the Dynamic Indicators of Basic Early Literacy Skills (DIBELS) and shall be responsible for creating and implementing provisions for the collection and analysis of the testing data.

(2) The Department of Education shall establish policies and procedures for the development of individual education plans for low-performing students who need remediation and intervention services.

Section 9. This act shall take effect July 1, 2006.

===== T I T L E   A M E N D M E N T =====

Insert:

A bill to be entitled

An act relating to education; amending s. 1002.20, F.S.; providing that academy programs shall be an additional public school choice option; amending s. 1002.31, F.S.; requiring district school boards to offer controlled open enrollment within the public schools and revising components of the controlled open enrollment plan; creating s. 1002.391, F.S.; requiring the Department of Education to develop a plan for school districts to establish academy programs in the public schools; authorizing parents to transfer their children to different academy programs and schools; providing funding

000000

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 25

498 for student transportation; amending s. 1008.22, F.S.;  
499 requiring the Commissioner of Education to adopt  
500 performance standards, set goals, and provide resources to  
501 meet constitutional requirements; requiring development  
502 and implementation of the FCAT Pretest as a diagnostic  
503 tool; amending s. 1008.33, F.S.; revising requirements  
504 relating to State Board of Education enforcement of public  
505 school improvement; specifying academy program and school  
506 performance categories; amending s. 1008.34, F.S.;  
507 revising provisions relating to the school and school  
508 district performance grading system; providing performance  
509 categories for academy programs and schools; providing the  
510 basis for performance category designations; providing  
511 school district tools for maintenance of high performance  
512 standards; amending s. 1008.36, F.S.; renaming the Florida  
513 School Recognition Program as the Every Child Matters  
514 Program; revising program intent, purpose, participation,  
515 and use of funds; requiring the department to provide  
516 training and resources for certain student testing by  
517 educators; requiring department policies and procedures  
518 for the development of student individual education plans;  
519 providing an effective date.  
520

000000